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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2009 JAN 23 A 10:16

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
ARIZONA-AMERICAN WATER COMPANY,
AN ARIZONA CORPORATION, FOR A
DETERMINATION OF THE CURRENT FAIR
VALUE OF ITS UTILITY PLANT AND
PROPERTY AND FOR INCREASES IN ITS
RATES AND CHARGES BASED THEREON
FOR UTILITY SERVICE BY ITS AGUA FRIA
WATER DISTRICT, HAVASU WATER
DISTRICT, MOHAVE WATER DISTRICT,
PARADISE VALLEY WATER DISTRICT,
SUN CITY WEST WATER DISTRICT AND
TUBAC WATER DISTRICT.

DOCKET NO. W-01303A-08-0227

Arizona Corporation Commission

DOCKETED

JAN 23 2009

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
ARIZONA-AMERICAN WATER COMPANY,
AN ARIZONA CORPORATION, FOR A
DETERMINATION OF THE CURRENT FAIR
VALUE OF ITS UTILITY PLANT AND
PROPERTY AND FOR INCREASES IN ITS
RATES AND CHARGES BASED THEREON
FOR UTILITY SERVICE BY ITS MOHAVE
WASTEWATER DISTRICT.

DOCKET NO. SW-01303A-08-0227

PROCEDURAL ORDER
GRANTING INTERVENTION AND
MOTIONS TO EXTEND FILING
DEADLINES

BY THE COMMISSION:

On May 2, 2008, Arizona-American Water Company ("Arizona-American" or "Company")
filed an application for a rate increase and on June 20, 2008, filed the above-captioned Revised
Application.

On January 19, 2009, Arizona-American filed a Motion to Extend Filing Deadlines
("Motion")

On January 20, 2009, the Property Owners and Residents Association ("PORA") filed an
intervention request.

On January 22, 2009, Marshall Magruder filed a Motion to Extend a Filing Deadline,
requesting that, due to delays in his receipt of data responses, the deadline for intervenor rate design

1 testimony due January 20, 2009, be extended to January 23, 2009 ("Magruder Motion").

2 No objection has been made to PORA's request and accordingly, PORA should be granted
3 intervention. However, the filing deadlines of January 9, 2009, and January 20, 2009, for intervenor
4 direct testimony have passed. PORA is being granted intervention, but the granting of intervention at
5 this time does not entitle PORA to any extension of existing filing deadlines. PORA will be required
6 to abide by the same filing deadlines as other intervenors in this case.

7 The relief requested by the Arizona-American Motion and the Magruder Motion is reasonable
8 and the Motions should be granted.

9 IT IS THEREFORE ORDERED that Arizona-American Water Company's January 19, 2009,
10 Motion to Extend Filing Deadlines is hereby granted.

11 IT IS FURTHER ORDERED that Marshall Magruder's January 22, 2009, Motion to Extend a
12 Filing Deadline is hereby granted.

13 IT IS FURTHER ORDERED that **rebuttal testimony and associated exhibits to be**
14 **presented at hearing by Arizona-American Water Company** shall be reduced to writing and filed
15 on or before **February 10, 2009**.

16 IT IS FURTHER ORDERED that **surrebuttal testimony and associated exhibits to be**
17 **presented by Staff or intervenors** shall be reduced to writing and filed on or before **March 3, 2009**.

18 IT IS FURTHER ORDERED that all other procedural deadlines in this case shall remain
19 unchanged.

20 IT IS FURTHER ORDERED that the Property Owners and Residents Association is hereby
21 granted intervention in this matter.

22 IT IS FURTHER ORDERED that the Property Owners and Residents Association shall abide
23 by the same procedural deadlines as other intervenors in this case.

24 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
25 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*
26 *hac vice*.

27 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
28 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the

1 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances
2 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is
3 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the
4 Administrative Law Judge or the Commission.

5 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
6 Communications) continues to apply to this proceeding and shall remain in effect until the
7 Commission's Decision in this matter is final and non-appealable.

8 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
9 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

10 Dated this 23^d day of January, 2009.

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TEENA WOLFE
ADMINISTRATIVE LAW JUDGE

15 Copies of the foregoing mailed/delivered
16 this 23rd day of January, 2009 to:

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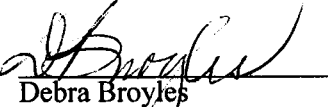
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17 By: 
18 Debra Broyles
Secretary to Teena Wolfe

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